

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

)	Civil Case No.: 1:16-cv-01048
Plaintiff(s))	
)	
vs.)	CIVIL RIGHTS COMPLAINT PURSUANT TO 42 U.S.C. § 1983
)	
Defendant(s))	
Plaintiff(s) demand(s) a trial by: <input checked="" type="radio"/> JURY <input type="radio"/> COURT (Select only one)		U.S. DISTRICT COURT N.D. OF N.Y. FILED

Plaintiff(s) in the above-captioned action, allege(s) as follows:

AUG 29 2016
LAWRENCE K. BAERMAN, CLERK
ALBANY

JURISDICTION

1. This is a civil action seeking relief and/or damages to defend and protect the rights guaranteed by the Constitution of the United States. This action is brought pursuant to 42 U.S.C. § 1983. The Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1343(3) and (4) and 2201.

PARTIES

2. Plaintiff: Stephanie Gilmore, Harry L. Gilmore, 3 minors
 Address: 1612 Griswold Heights
TROY NEW YORK 12180

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: TROY Housing Authority
 Official Position: Housing Police (McLaughlin)
 Address: Administrative Office
One Eddy's Lane
TROY NEW YORK 12180

b. Defendant: John Does
Official Position: U.S. marshals
Address: 445 Broadway
Albany NY 12207

c. Defendant: _____
Official Position: _____
Address: _____

Additional Defendants may be added on a separate sheet of paper.

4. **FACTS**

Set forth the facts of your case which substantiate your claim of violation of your civil and/or Constitutional rights. List the events in the order they happened, naming defendants involved, dates and places.

Note: You must include allegations of wrongful conduct as to EACH and EVERY defendant in your complaint. (You may use additional sheets as necessary).

b. Defendant: N.Y.P.D.
Official Position: JASON BARCIA & others
Address: One police Plaza
New York New York
10038

c. Defendant: U.S. marshals
Official Position: Mike Warner & others.
Address: 445 Broadway
Albany New York
12207

Additional Defendants may be added on a separate sheet of paper.

FACTS

4.

Set forth the facts of your case which substantiate your claim of violation of your civil and/or Constitutional rights. List the events in the order they happened, naming defendants involved, dates and places.

Note: You must include allegations of wrongful conduct as to EACH and EVERY defendant in your complaint. (You may use additional sheets as necessary).

On 9-24-15 at 05:25 AM. REAL HOUSING police, officer
McLaughlin, illegally gained entry into our home
using a master key. This was at the request of
NYPD officers (Barcia) and U.S. marshals (Warner).
They were looking to detain someone not associated
with our home. Our home was unlawfully searched
Harry Gilmore was unlawfully detained. Our 3 minors were
also present.

5.

CAUSES OF ACTION

Note: You must clearly state each cause of action you assert in this lawsuit.

FIRST CAUSE OF ACTION

NYPD officers abused their authority, by not obtaining a third party warrant to gain entry into our home. Excessive Force was used while unlawfully entering our home. Our 4th and 14th ammendment Rights were violated.

SECOND CAUSE OF ACTION

TROOP Housing officers, also violated our 4th & 14th ammendment Rights, By illegally entering our home without a warrant or probable cause. Civil Rights violated by profiling our Family. Slander and defamation after the fact. Stating that our 3 minors were home alone.

THIRD CAUSE OF ACTION

United States Marshals failed to ensure that the proper documentation was on hand before unlawfully entering our home, machine guns in hand. Excessive Force was used while unlawfully searching our home. Sami was cuffed and made to stand outside our home. Until the unlawful search was over. and produced nothing.

6. PRAYER FOR RELIEF

WHEREFORE, plaintiff(s) request(s) that this Court grant the following relief:

We are asking that changes + policy put in place
to make certain this does not re occur. Also
\$500,000⁰⁰⁰ for violating our Constitutional & Civil Rights.
\$1,000,000⁰⁰ For punitive Damages. Indense fear for our lives and
the lives of our 3 minors. Slander and embarrassment.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: 8/29/16.

Deelmae.

D. G. /more

Signature of Plaintiff(s)
(all Plaintiffs must sign)

02/2010